

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
LOS ANGELES

EMILY KILROY, LYNN KILROY  
and ROBERT KILROY,

Plaintiffs,

v.

SANTA MONICA-MALIBU  
UNIFIED SCHOOL DISTRICT,

Defendant.

Case No. CV 18-5411-GW-KSx

**JUDGMENT**

Date: April 15, 2019

Time: 8:30 a.m.

Courtroom: 9D, 9<sup>th</sup> Floor

Judge: Hon. George H. Wu

Complaint Filed: June 19, 2018

Trial Date: None

The Court has considered Defendant's motion requesting a modified de novo review upholding the administrative law judge's ruling in *Parents on Behalf of Student v. Santa Monica-Malibu Unified School District*, OAH Case No. 2017080121, and Plaintiffs' motion for summary judgment, together with the moving and opposing papers, and oral argument.

IT IS ORDERED that Defendant's motion for summary judgment upholding the administrative law judge's ruling in *Parents on Behalf of Student v. Santa Monica-Malibu Unified School District*, OAH Case No. 2017080121 is granted and that Plaintiffs' motion for summary judgment is denied.

[PROPOSED] JUDGMENT

1 It is further ORDERED, ADJUDGED AND DECREED that Judgment be,  
2 and hereby is ENTERED in favor of Defendant Santa Monica-Malibu Unified  
3 School District and against the Plaintiffs.

4 It is further ORDERED, ADJUDGED and DECREED that the Plaintiffs shall  
5 take nothing.

6 It is further ORDERED that each side shall bear their own costs.

7 **IT IS SO ORDERED**

8  
9  
10 Date: April 19, 2019



HON. GEORGE H. WU, U.S. District Judge

1 **CERTIFICATE OF SERVICE**

2 Case Name: Kilroy v. Santa Monica-Malibu USD

3 No.: 2:18-CV-5411-GW-KS

4 On April 22, 2019, I filed the following document(s) described as  
5 **[PROPOSED] JUDGMENT** electronically through the CM/ECF system. All  
6 parties on the Notice of Electronic Filing to receive electronic notice have been  
7 served through the CM/ECF system.

8 The party(ies) listed below are currently on the list to receive e-mail notices  
9 for this case.

10 Eric Menyuk  
11 Sophia Bliziotis  
12 Newman, Aaronson, Vanaman LLP  
14001 Ventura Blvd.  
Sherman Oaks, CA 91423  
(818) 990-7722  
Fax (818) 501-1306

Attorneys for Plaintiffs



14 **BY EMAIL:** I have caused the above-mentioned document(s) to be  
electronically served on the above-mentioned person(s), who are currently  
on the list to receive e-mail notices for this case.

15 Executed on April 22, 2019, at Cerritos, California.

16 I declare under penalty of perjury under the laws of the State of California  
17 that the foregoing is true and correct.

18  
19 /s/ Marlon C. Wadlington  
Marlon C. Wadlington